EX PARTE OR LATE FILED

DOCKATS 222

DOCKET FILE COPY ORIGINAL



OFFICE OF

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON

MAR 25 1993

RECEIVED

MAY 1 2 1993

FEDERAL COMMUNICATIONS COMMISSION OFFICE OF THE SECRETARY

Dear Mr. Braun:

Mr. Ralph W. Braun Chief Executive Officer

The Braun Corporation Post Office Box 310

Winamac, Indiana 46996

This is in reply to your letter to President Clinton concerning the <u>Notice of Proposed Rule Making (Notice)</u> in PR Docket No. 92-235, 57 FR 54034 (1992). This <u>Notice</u> proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Those rules have been in place for over 20 years. While they have been amended on numerous occasions since that time, they nonetheless embody regulatory concepts based on yesteryear's technology and, unless changed, will stifle the growth and development of private land mobile radio technology and services, which are used primarily by local governments, public safety entities, and businesses to enhance their productivity. The Commission issued the Notice, therefore, to solicit comment from all interested persons on a wide variety of proposals designed to increase channel capacity, to promote more efficient use of these channels, and to simplify the rules governing use of these channels.

The proposals in the <u>Notice</u> reflect to a large extent concepts and proposals submitted in the initial inquiry stages of this proceeding. None of the proposals set forth in the <u>Notice</u>, however, are engraved in stone. Indeed,

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take into careful consideration all their comments. Your concerns will be included in the record of this proceeding and will be considered in developing our final rules.

Sincerely,

James H. Quello Chairman

Enclosures:

Copy to: The President

The White House

Washington, D.C. 20500

CC:

Chief, LM&M Division Lou Sizemore, Room 857 Docket Files, Room 222 P&P Branch Files

DFertig/RShiben:/rb/lm:PR CONGRESS/9301164

Congressional

DUE :3-19-93

PLEASE MAKE 2 EXTRA COPIES OF INCOMING, ATTACHMENTS, AND REPLY FOR DOCKET FILE, ROOM 222.

CONGRESSIONAL CORRESPONDENCE TRACKING SYSTEM 03/11/93

LETTER REPORT

CONTROL NO. DATE RECEIVED DATE OF CORRESP DATE DUE DATE DUE OLA(857)

12_

92735

March 3, 1993

Mr. Ralph W. Braun Chief Executive Officer The Braun Corporation Post Office Box 310 Winamac, Indiana 46996

Dear Mr. Braun:

Thank you so much for your letter. President Clinton greatly appreciates the trust and confidence you have expressed in him by writing.

To give your concerns the special attention they deserve, the President has asked me to refer your letter to the Federal Communications Commission for review. I have asked them for a prompt reply. If you would like to contact them directly, they can be reached at Room 857S, 1919 M Street, N.W., Washington, D.C. 20554.

Please let me know if I can be of any further help.

Sincerely,

Marsha Scott

Deputy Assistant to the President and Director of Presidential

Correspondence

Reply derut. Flurish
WH with Copy to both for
Copy to both for
fire.

International Corporate Headquarters:

The Braun Corporation P.O. Box 310 Winamac, IN 46996 USA 1:800-THE LIFT (219) 946-6153 FAX: (219) 946-4670 397606





Eastern Division Office:

The Braun Corporation 5 Industrial Road Fairfield, NJ 07004 USA (201) 882-5455 FAX: (201) 882-8076

Solitheastern Division Office:

The Braun Corporation 5072 113th Avenue North Clearwater, FL 34620 USA (813) 573-2737 FAX: (813) 573-5069

Western Division Office:

The Braun Corporation 15731 Graham Street Huntington Beach, CA 92649 USA [714] 891-4305 FAX: (714) 893-3061

European Office:

The Braun Corporation Maimagaten 7 0566 Oslo 5, Norway 47.2.37.88.01 47.2.38.56.02 FAX: 47.2.38.41.54

Canadian Distribution:

Bahn Mobility Corporation 8 Grand Avenue Kitchener, Ontario N2K 1B3 Canada (519) 744-8754 In Canada: 1-800-567-BAHN FAX: (519) 744-6861

Australia, New Zealand and Southeast Asian Distribution:

Tramanco Pty.. Ltd.

January 22, 1993

Federal Communications Commission 1919 "M" Street N.W. Washington, DC 20554

Gentlemen:

As a brief introduction of myself, I am 52 years old, seriously afflicted by Muscular Dystrophy and confined to a wheelchair since childhood. One of the only activities that I have been able to find over the years to entertain myself and spend my free time with has been radio controlled model airplaning. I had always had the desire to fly model airplanes since a very early age but was only able to accomplish my dream some seven years ago. I am the C.E.O. of a small (approximately 200 employees) manufacturing company in Winamac, Indiana, with divisional offices in Clearwater, Florida; Huntington Beach, California; and Fairfield, New Jersey; with a combined total of approximately 250 employees working with me on supplying products that enhance the lives of the elderly and disabled in



Our radio control frequencies are in the 72 - 76 MHz band. This band is primarily used for private land mobile dispatch operations. However, our radio control frequencies in this band are far enough apart from the land mobile frequencies that we have been able to share the band without either use interfering with the other.

Please understand that many model airplanes have wingspans up to 10 feet and weigh as much as 30 or 40 pounds. The models themselves are expensive to build; but more to the point, they are capable of causing property damage, serious injury, or even death if radio interference causes the operator to lose control of the craft. We often fly our models at organized events and contests where hundreds of operators participate. We need the use of our full complement of radio frequencies in order to assure a safe flying environment.

Please help me continue the safe enjoyment of my pastime by not allowing the FCC to carry out its proposals for the 72 - 76 MHz band.

I am enclosing a copy of an article that appeared recently in the South Bend Tribune. Hope you enjoy it.

Thank you for any assistance you may be able to give.

Sincerely,

Ralph W. Braun

Chief Executive Officer

Enclosure